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OFFICE OF PETITIONS

In re Application of :
Spiess :
Application No. 10/068,243 : ON PETITION
Filed: February 6, 2002 :
Attorney Dck't. No. A 490-003-PAT: :

This is a decision on the petition filed September 13, 2004, under 37 CFR 1.183 seeking waiver of the timing requirements of 37 CFR 1.193(b).

The petition under 37 CFR 1.183 is dismissed. Applicants are given a non-extendable period of 60 days to renew this petition. Extensions of time are not available under 37 CFR 1.136(a) or (b).

When counsel's deposit account was accessed, there were insufficient funds (only \$547) to cover the fee for a petition under 37 CFR 1.137(b). That fee is, effective December 8, 2004, \$750. Any renewed petition under 37 CFR 1.183 will not be granted unless and until the fee for petition under 37 CFR 1.137b is likewise received.

Telephone inquiries relative to this decision should be directed to the undersigned at (571) 272-3217.

Brian Hearn
Petitions Examiner
Office of Petitions
Office of the Deputy Commissioner
for Patent Examination Policy